

**U.S ENVIRONMENTAL PROTECTION AGENCY  
REGION II**

**SUBJ:** Compliance Status of ThermalkEM, Rock Hill, SC

**FROM:** Carl Pellegrino

**TO:** All OSC's

Despite recent RCRA compliance questions at ThermalkEM, that facility remains CERCLA approved for acceptance of hazardous waste, and may continue to be used for disposal.

268876





UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION IV

345 COURTLAND STREET, N.E.  
ATLANTA, GEORGIA 30363

MAY 25 1990

4WD-RCRA&FFB

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. William Ziegler  
Vice President of Health, Safety, and  
Environmental Affairs  
ThermalKEM, Inc.  
P.O. Box 2664 C.R.S.  
Rock Hill, South Carolina 29731-2664

Dear Mr. Ziegler:

In a letter dated March 15, 1990, the Environmental Protection Agency (EPA) notified ThermalKEM, Inc., that conditions existing at the facility may render it unacceptable for continued receipt of Comprehensive Environmental Response Compensation and Liability Act (CERCLA) wastes. This determination was scheduled to become effective sixty (60) days after the date of the notice. In a letter dated May 14, 1990, EPA extended the date fourteen (14) days to May 28, 1990.

Based upon discussions with ThermalKEM, Inc., and subsequent information provided by the facility, EPA has determined that ThermalKEM, Inc., will not be declared unacceptable to receive CERCLA wastes at this time. Please be advised that this determination is not intended to indicate or to otherwise certify facility compliance with all applicable environmental regulations. It is intended only as a statement of the facility's eligibility under EPA-adopted procedures for planning and implementing off-site response actions.

This letter is being sent by facsimile, certified mail and first class mail, in order to ensure that you receive it promptly. If you have any questions regarding this letter, you may contact Mr. John Lank, Jr., at (404) 347-760. Legal questions should be addressed to Ms. Mary Johnson at (404) 347-2641.

Sincerely yours,

*For James H. Lank, Jr.*  
Patrick M. Tobin, Director  
Waste Management Division

cc: Lewis Bedenbaugh, SCDHEC  
EPA Hazardous Waste Management Division Directors  
EPA Off-Site Policy Contacts